



REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

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|------------------------|-------------------------|
| Application Number | 09/866,600 |
| Filing Date | May 30, 2001 |
| First Named Inventor | Kazunori IWAMOTO et al. |
| Group Art Unit | 2851 |
| Examiner Name | H. Nguyen |
| Attorney Docket Number | 00862.022246 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 6, 2004.
(Any unentered amendment(s) referred to above will be entered).
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
 - iii. Other: _____
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Other _____

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other: Applicants petition the Examiner to extend the time for response to the Final Office Action dated May 7, 2004, one month from August 7, 2004, up to and including September 7, 2004, and submit \$110.00.

3. Fees

- a. The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205

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| 09/07/2004 | SDENB0B1 | 00000016 | 09866600 |
| i. <input checked="" type="checkbox"/> RCE fee required under 37 C.F.R. § 1.17(e) | 01 FC:1801 | 770.00 | OP |
| ii. <input checked="" type="checkbox"/> Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) | 02 FC:1251 | 110.00 | OP |
| iii. <input type="checkbox"/> Other _____ | | | |
- b. Checks in the amounts of \$770.00 and \$110.00 are enclosed to cover the RCE filing fee and the extension of time fee, respectively.
- c. Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

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|----------------------|------------------|--------------------------------------|-------------------|
| Name (Print/Type) | Steven E. Warner | Registration No. (Attorney/Agent) | 33,326 |
| Signature | | Date | September 3, 2004 |